

Delegate Penniman.

DELEGATE PENNIMAN: Mr. President, I see no reason to oppose this proposal as long as it makes all of them the same. It makes no difference whether one puts the word in or not.

THE PRESIDENT: Any discussion? Are you ready for the question.

Delegate Ulrich.

DELEGATE ULRICH: I think the reason for this is that Baltimore City is going to be considered a county, and thus make twenty-four counties, and deleting it from the first section may confuse this issue.

THE PRESIDENT: I do not think so, if I understand the Chairman of the Committee, Delegate Ulrich, he indicated that he thought that with or without the words, Baltimore City would be regarded as a county wherever the word "county" is used anywhere in the constitution.

Is that correct, Delegate Penniman?

DELEGATE PENNIMAN: That is correct.

THE PRESIDENT: Any further discussion? Are you ready for the question?

The Clerk will ring the quorum bell.

The question arises on the adoption of Amendment No. 1. A vote Aye is a vote in favor of the amendment. A vote No is a vote against.

Cast your vote.

Has every delegate voted? Does any delegate desire to change his vote?

The Clerk will record the vote.

There being 84 votes in the affirmative, and 10 in the negative, the motion is carried, and the amendment is adopted.

The Chair has no other amendments as to section 7.01.

Are there any? Delegate Sherbow?

DELEGATE SHERBOW: A point of personal privilege.

THE PRESIDENT: State the privilege.

DELEGATE SHERBOW: Members of my family have been here on occasions. Mrs. Sherbow has been here a number of times, and it has dawned on me that I have never asked for a welcome. She is here in the gallery with four of our grandchildren:

Jeffrey, Julie, Jill and Molly, and I hope you will give them all a warm welcome.

*(Applause.)*

THE PRESIDENT: The next item under consideration is 7.02. The Chair has no amendments. Are there any? The Chair hears none.

The next section for consideration is section 7.03. The Chair has no amendments. Are there any? The Chair hears none.

The next section for consideration is section 7.04.

Delegate Moser, do you desire to offer your amendment A?

DELEGATE MOSER: Yes, sir, I do.

THE PRESIDENT: Pages will please distribute the amendment A.

Amendment A will be Amendment No. 2. The Clerk will read the amendment.

READING CLERK: Amendment No. 2 as amended by Report S&D-7 to Committee Recommendation LG-1, by Delegates Moser, Barrick, Borom, Boyles, Bryson, Eckenrode, Gallagher, Grant, Hopkins, Leitzel, Needle, Neumann, Ulrich, Wagandt and Winslow.

On page 3, section 7.04, Powers of Counties, in line 11 after the word "exercise" add the word "only"; and in line 12 strike out the words "by law and" and insert in lieu thereof the following words: "by the General Assembly by law but".

THE PRESIDENT: The amendment has been submitted by Delegate Moser and seconded by the other co-sponsors.

The Chair recognizes Delegate Moser.

DELEGATE MOSER: Mr. President, this amendment is purely one of style to make absolutely crystal clear that in view of the elimination by the Style Committee in line 4 of the words "and power to tax", that nevertheless a county may exercise only those taxing powers granted to them "by law," and we have added "the General Assembly by law". To have the last lines read better, we have added the word "but". It is merely to make clear the retention of the taxing power with respect to counties in the General Assembly.

THE PRESIDENT: Are there any questions of the sponsor of the amendment?

The Chair recognizes Delegate Penniman.